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MAR 13 2006
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RCE 2nw

PTO/SB/30 (08-00)
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REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995. See The American Inventors Protection Act of 1999 (AIPA).

Application Number	10/680,805
Filing Date	October 7, 2003
First Named Inventor	Juan Borges
Group Art Unit	3738
Examiner Name	PRONE, CHRISTOPHER D.
Attorney Docket Number	CRD-5043USNP

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

NOTE: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53 (d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See *Changes to Application Examination and Provisional Application Practice*, Final Rule, 65 *Fed. Reg.* 50092 (Aug. 16, 2000); Interim Rule, 65 *Fed. Reg.* 14865 (Mar. 20, 2000), 1233 *Off. Gaz. Pat. Office* 47 (Apr. 11, 2000), which established RCE practice.

1. **Submission required under 37 C.F.R. § 1.114**
   - a. ☒ Previously submitted
     - i. ☒ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on January 31, 2006 (any unentered amendment(s) referred to above will be entered).
     - ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on
     - iii. ☐ Other
   - b. ☒ Enclosed
     - i. ☐ Amendment/Reply
     - ii. ☐ Affidavit(s)/Declaration(s)
     - iii. ☐ Information Disclosure Statement (IDS)
     - iv. ☐ Other
2. **Miscellaneous**
   - a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required.)
   - b. ☐ Other
3. **Fees** - The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed
   - a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. **10-0750/CRD-5043USNP/CJE**.
     - i. ☒ RCE fee is required under 37 C.F.R. § 1.17(e)
     - ii. ☐ Extension of Time (37 C.F.R. §§ 1.136 and 1.17)
     - iii. ☐ Other
   - b. ☐ Check in the amount of $_____ enclosed
   - c. ☐ Payment by credit card (Form PTO-2038 enclosed)

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED			
Name (print/type)	Carl J. Evens	Registration No.	33,874
Signature	/Carl J. Evens/	Date	March 9, 2006

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on: March 9, 2006

Name (print/type)	Carl J. Evens		
Signature	/Carl J. Evens/	Date	March 9, 2006

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